

780CMRR5-4-05-E6

Amend Regulation R5 by amending the current Emergency Amendment 780CMR R5-6-02-E1, by striking out the requirement that the single Hearings Officer be a member of the BBRS as shown below:

AMEND Section R5.1.5 to read:

R5.1.5 Hearings Officer: The Chairman of the BBRS shall appoint a single Hearings Officer ~~who shall be a member of the BBRS~~

REASON: Currently the BBRS Office receives up to 20 CSL Complaints per month and currently is faced with approximately 160 cases backlogged; current staffing and availability of the BBRS Membership cannot address more than approximately 5 cases a month and such Decision writing then falls to BBRS staff who are then precluded from Code development – A single Hearings Officer will be needed much more frequently to hold Hearings and write and issue Decisions
